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4365 Executive Drive, Suite 1600
 San Diego, CA 92121-2189
 www.graycary.com
 O] 858-677-1456
 F] 858-677-1465

jc961 U.S. PTO
 05/22/01

jc986 U.S. PTO
 09/863806
 05/22/01

MAY 22, 2001

Attorney Docket No.: JHU1160-3

Box PATENT APPLICATION

Commissioner for Patents
 Washington, D.C. 20231

Presented for filing is a new **continuation** patent application of:Applicant: *David Sidransky*Title: *DETECTION OF NEOPLASIA BY ANALYSIS OF SALIVA*

The prior application is assigned of record to Johns Hopkins University School of Medicine, by virtue of an assignment submitted to the Patent and Trademark Office for recording on *June 11, 1998 at Reel 9252, Frame 0384*.

Enclosed are the following papers, including all those required to receive a filing date under 37 CFR § 1.53(b):

	<u>Pages</u>
Specification	42
Claim(s)	1
Abstract	1
Declaration (signed copy)	2
Drawing(s)	3
Sequence Listing	46

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Date of Deposit **May 22, 2001**

I hereby certify under 37 CFR 1.10 that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

*Mikhail Bayley**Mikhail Bayley*

09863806-052201

Gray Cary Ware & Freidenrich LLP

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Enclosures:

- Permission to Use Sequence Listing (2 pg.);
- Copy of Combined Declaration and Power of Attorney for U.S. Application Serial No. 09/038,637 (2 pages); and
- Return Postcard.

This application is a **continuation** and claims the benefit of priority under 35 USC § 120 of U.S. application serial no. 09/038,637, filed March 10, 1998. The disclosure of the prior application is considered part of and is incorporated by reference in the disclosure of this application.

Preliminarily, on page 1 of the specification, delete the first paragraph (lines 4-6) and insert therefor— The present application is a continuation of U.S. Application No. 09/038,637, filed March 10, 1998, which is a continuation-in-part of U.S. Patent Application No. 08/579,223, filed on December 28, 1995, now U.S. Patent No. 5,726,019, which is a continuation application of U.S. Patent Application No. 08/152,313, filed November 12, 1993, now U.S. Patent No. 5,561,041.

This application is entitled to small entity status. Small entity status established in a previous application is still proper.

Basic filing fee	\$	0
Total claims in excess of 20 times \$_____	\$	0
Independent claims in excess of 3 times \$_____	\$	0
Multiple dependent claims	\$	0
Total filing fee:	\$	0

If this application is found to be INCOMPLETE, or if a telephone conference would otherwise be helpful, please call the undersigned at (858) 677-1456.

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Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please send all correspondence to:

Lisa A. Haile, Ph.D.
Gray Cary Ware & Freidenrich LLP
4365 Executive Drive, Suite 1600
San Diego, CA 92121-2189
Telephone: (858) 677-1456
Facsimile: (858) 677-1465

Very truly yours,

GRAY CARY WARE & FREIDENRICH LLP



Lisa A. Haile, Ph.D.
Registration No. 38,347


Date

Enclosures

104659-990000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	Group Art Unit: Unassigned
D. Sidransky)	Examiner: Unassigned
)	
Parent Application No. 09/038,637)	
Application No.: Unassigned)	
)	
Parent Filed: March 10, 1998)	
Filed: Herewith)	
)	
For: DETECTION OF NEOPLASIA BY)	
ANALYSIS OF SALIVA)	

BOX PATENT APPLICATION
Commissioner for Patents
Washington, D.C. 20231

PERMISSION TO USE SEQUENCE LISTING

Sir:

The above-identified patent application lacks a substitute paper copy of the Sequence Listing for inclusion into the Specification, as well as a computer readable form of the Sequence Listing. Applicants respectfully direct the attention of the Office to the following:

1. A complete paper copy of the Sequence Listing is to be inserted following the Abstract on page 44. Please insert the Sequence Listing beginning with page 1 and numbering consecutively thereafter. A paper copy of the Sequence Listing is included herewith, and is identical to the computer readable copy of the Sequence Listing filed in U.S. Patent Application Number 09/038,637 (the "'637 application"), filed March 10, 1998.
2. A computer-readable form in this application is identical with that filed in '637 application, filed March 10, 1998. Pursuant to 37 CFR §1.821(e), please use the last-

In Re Application of:

D. Sidransky

Parent Application No. 09/038,637

Application No. Unassigned

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PATENT

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filed computer-readable form filed in the '637 application as the computer-readable form for application filed herewith. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the computer readable form that will be used for application filed herewith.

I hereby state, as required by 37 C.F.R. § 1.821(g), that the enclosed submission includes no new matter. Applicants submit that the foregoing satisfies the requirements of Rule §1.821. If there are any questions regarding this response, the Office is invited to contact the undersigned.

Respectfully submitted,

Date:

5/22/01



Lisa A. Haile, Ph.D.

Reg. No. 38,347

Telephone: (858) 677-1456

Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP

4365 Executive Drive, Suite 1600

San Diego, California 92121-2189